

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MARTIN LEE FOSTER,

Plaintiff,

v.

PEOPLE OF THE STATE OF
CALIFORNIA,

Defendant.

Case No. 2:21-cv-01212-JDP (PC)

ORDER FOR PAYMENT OF INMATE
FILING FEE

To: The Sheriff of Sacramento County, Attention: Inmate Trust Account, 651 I Street,
Sacramento, California 95814:

Plaintiff, a county jail inmate proceeding *in forma pauperis*, is obligated to pay the statutory filing fee of \$350.00 for this action. Plaintiff is assessed an initial partial filing fee of 20 percent of the greater of (a) the average monthly deposits to plaintiff's trust account; or (b) the average monthly balance in plaintiff's account for the 6-month period immediately preceding the filing of this action. 28 U.S.C. § 1915(b)(1). Upon payment of that initial partial filing fee, plaintiff will be obligated to make monthly payments in the amount of twenty percent of the preceding month's income credited to plaintiff's trust account. The Sacramento County Sheriff is required to send to the Clerk of the Court the initial partial filing fee and thereafter payments from plaintiff's inmate trust account each time the amount in the account exceeds \$10.00, until the

1 statutory filing fee of \$350.00 is paid in full. 28 U.S.C. § 1915(b)(2).

2 Good cause appearing therefore, IT IS HEREBY ORDERED that:

3 1. The Sheriff of Sacramento County or a designee shall collect from plaintiff's inmate
4 trust account an initial partial filing fee in accordance with the provisions of 28 U.S.C.
5 § 1915(b)(1) as set forth in this order and shall forward the amount to the Clerk of the Court. The
6 payment shall be clearly identified by the name and number assigned to this action.

7 2. Thereafter, the Sheriff of Sacramento County or a designee shall collect from
8 plaintiff's inmate trust account monthly payments in an amount equal to twenty percent (20%) of
9 the preceding month's income credited to the inmate's trust account and forward payments to the
10 Clerk of the Court each time the amount in the account exceeds \$10.00 in accordance with 28
11 U.S.C. § 1915(b)(2), until the \$350.00 filing fee for this action has been paid in full. The
12 payments shall be clearly identified by the name and number assigned to this action.

13 3. The Clerk of the Court is directed to serve a copy of this order and a copy of plaintiff's
14 signed *in forma pauperis* affidavit on the Sheriff of Sacramento County, Attention: Inmate Trust
15 Account, 651 I Street, Sacramento, California 95814.

16 4. The Clerk of the Court is directed to serve a copy of this order on the Financial
17 Department of the court.

18 IT IS SO ORDERED.

19
20 Dated: November 8, 2021


JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE